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Docket No. ITI-346C (86080)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Franklin Thomas Driver
Serial No. : 10/760,513
Filed : January 20, 2004
For : PRESSURIZED BLADDER CANISTER FOR
INSTALLATION OF CURED IN PLACE PIPE
Group
Art Unit : 3673
Examiner : Frederick Lyndon Lagman
Confirmation No. : 1493

DECLARATION OF FRANKLIN THOMAS DRIVER PURSUANT TO 37 C.F.R.
1.131

Mail Stop: AMENDMENT – FEE
Honorable Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313-1450

Sir:

FRANKLIN THOMAS DRIVER, declares as follows:

1. I am the Franklin Thomas Driver the inventor of the application. I hold an Engineering Degree having graduated with a Bachelor of Science in Mechanical Engineering from the University of Wisconsin, Madison in 1960.

FIRST CLASS MAIL CERTIFICATE 37 C.F.R. 1.8

Date of Deposit

May 16, 2005

I hereby certify that this paper is being deposited with the U.S. Postal Service as First Class Mail service under 37 C.F.R. 1.8 on the date indicated above and is addressed to Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Patricia Kane
Name of Person Mailing

Patricia Kane
Signature

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Declaration of Franklin Thomas Driver
May 16, 2005

2. I am fully familiar with the application, the Office Action mailed on December 15, 2004 and the cited prior art to Driver et al. (No. 6,708,728), Keist Jr. (No. 5,816,213) and Shishkin et al. (No. 4,758,115).

3. I submit this Declaration to establish a date of invention of the application claimed herein prior to July 17, 2001.

4. Annexed hereto is a memorandum I prepared on July 23, 2001 setting forth various improvements to the cured in place installation process as described in the application. As noted under "ACTION ITEMS" is an entry to "Rework turning machines so it can be mounted on easement machine and be used for Air/Steam installation of AIM." This refers to the pressure bladder and eversion assembly and easement unit as claimed in this application. The report notes that this was to be completed by August 1, 2002 and in fact is noted as "COMPLETED".

5. I conceive of utilizing the pressure bladder canister and eversion apparatus and easement unit as claimed in this application and completed by July 23, 2001 in prior to July 17, 2001.

6. Following conception of the invention, I communicated a description of the invention to Michael I. Wolfson, the patent attorney in charge of this application in order to prepare a new patent application directed to the eversion apparatus and easement unit. This took place prior to July 17, 2001. In view of the filing of the application on August 10, 2001, it is respectfully submitted that I was diligent in filing the application.

7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further

Declaration of Franklin Thomas Driver
May 16, 2005

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that these statements were made with the knowledge that were from false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC Section 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: Chesterfield, Missouri
May 16, 2005


FRANKLIN THOMAS DRIVER